

REMARKS

Claims 20-39 are pending and at issue in this patent application. Of these, claims 20, 29, and 31 are independent. Applicants respectfully requests reconsideration and favorable action in this case.

Applicants respectfully traverse the rejection of claims 20-39 as obvious over Enhsson (WO 92/03803) in view of Van Der Voort (WO 00/07150).

Applicants assert that Van Der Voort does not qualify as prior art against the instant application under 35 U.S.C. § 102(a), 102(b), or 102(e) and therefore is not available as a reference under 35 U.S.C. § 103(a). Applicants submit with this response a declaration establishing invention in the United States at least as early as February 10, 2000, the publication date of Van Der Voort.

Each of pending claims 20-39 recite the step of or a structure for determining cognitive load of a vehicle driver in order to prioritize vehicle information and selectively inform the operator of the vehicle information. Enhsson simply does not, in any manner, teach or suggest determining operator cognitive load, much less using operator cognitive load to prioritize vehicle information. Therefore, Enhsson cannot anticipate the pending claims, or render the pending claims obvious. The Examiner has reiterated her contentions vis-à-vis the teachings of Enhsson and applicants reiterate the arguments presented in their January 22, 2003 response and their October 9, 2003 response.

CONCLUSION

Applicants submits that this case is in a condition for immediate allowance. For the foregoing reasons and for other reasons clearly apparent, Applicants respectfully request reconsideration and allowance of rejected claims 20-39.

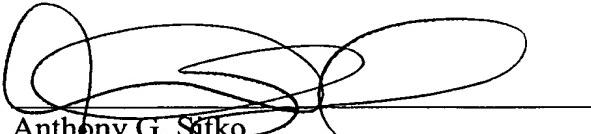
Although Applicants believe that no other fees are due, the Commissioner is hereby authorized to charge any fees or to credit any overpayments to Deposit Account No. 13-2855 of Marshall, Gerstein & Borun LLP. In addition, if a petition for an extension of time under 37 CFR 1.136(a) is necessary to maintain the pendency of this case and is not otherwise requested in this case, Applicants request that the Commissioner consider this paper to be a request for an appropriate extension of time and hereby authorize the Commissioner to charge the fee as set forth in 37 CFR 1.17(a) corresponding to the needed extension of time to Deposit Account No. No. 13-2855 of Marshall, Gerstein & Borun LLP.

If there are matters that can be discussed by telephone to further the prosecution of this application, Applicants respectfully request that the Examiner call its attorney at the number listed below.

Respectfully submitted,

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